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10 *Attorneys for Plaintiff West Palm Beach  
Police Pension Fund*

11 UNITED STATES DISTRICT COURT  
12  
13 SOUTHERN DISTRICT OF CALIFORNIA

14 WEST PALM BEACH POLICE PENSION  
FUND, Individually and on Behalf of All Others  
15 Similarly Situated,

16 Plaintiff,

17 vs.

18 CARDIONET, INC., ARIE COHEN, JAMES M.  
SWEENEY, MARTIN P. GALVAN, FRED  
19 MIDDLETON, WOODROW MYERS JR., M.D.,  
ERIC N. PRYSTOWSKY, M.D., HARRY T.  
20 REIN, ROBERT J. RUBIN, M.D., RANDY H.  
THURMAN, BARCLAY'S CAPITAL, INC.,  
21 CITIGROUP GLOBAL MARKETS INC.,  
LEERINK SWANN LLC, THOMAS WEISEL  
22 PARTNERS LLC, BANC OF AMERICA  
SECURITIES LLC and COWEN AND  
23 COMPANY,

24 Defendants.

Civil Action No.: 3:10-cv-00711-L-NLS

**NOTICE OF VOLUNTARY  
DISMISSAL**

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27  
28 Civil Action No.: 3:10-cv-00711-L-NLS

NOTICE OF VOLUNTARY DISMISSAL

1 PLEASE TAKE NOTICE that Plaintiff West Palm Beach Police Pension Fund voluntarily  
2 dismisses its claims against Defendant Barclay's Capital, Inc. without prejudice pursuant to  
3 Fed. R. Civ. P. 41(a).<sup>1</sup>

4 DATED: June 10, 2010

SCOTT+SCOTT LLP  
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MARY K. BLASY

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20 *Counsel for Plaintiff*

25 \_\_\_\_\_  
26 <sup>1</sup> Plaintiff's Notice of Voluntary Dismissal is filed with this Court while Plaintiff's Motion to  
27 Remand is pending. By filing this Notice, Plaintiff does not acquiesce to this Court's jurisdiction  
28 over this matter. Accordingly, Plaintiff reserves all its rights.

CERTIFICATE OF SERVICE

I hereby certify that on June 10, 2010 I caused the foregoing to be electronically filed with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the Electronic Mail Notice List, and I hereby certify that I caused the foregoing document or paper to be mailed via the United States Postal Service to the non-CM/ECF participants indicated on the Manual Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on June 10, 2010.

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